IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.411 OF 2006

Municipal Corporation of
Greater Mumbai ...Petitioner.

Versus

Smt.Rashida A. Khan ...Respondent.

Shri Bhor i/b R.A.Malandkar for the Petitioner.

CORAM : S.C.DHARMADHIKARI,J.

DATE : 31st JANUARY, 2006.

P.C. :

. After hearing Shri Bhor appearing for the petitioner, I find no reason to interfere under Article 227 of the Constitution of India with an order of the trial Court allowing amendment to the plaint in the Suit filed by the respondent. All that the amendment seeks to incorporate is subsequent developments and prayer for reconstruction of the demolished premises. Merely because the amendment is granted does not mean that the merits of the amended pleas are to be accepted or will be accepted. The petitioner is at liberty to file the additional Written Statement, upon the amended plaint being served; and six weeks time is granted for that purpose. Petition stands dismissed.

(S.C.DHARMADHIKARI,J.)